

JAN 23 2009

Board of Vocational Nursing  
and Psychiatric Technicians

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**BEFORE THE  
BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. VN-2006-1136

TERRI JO LIDRAZZAH  
a.k.a. TERRI JO SOUTHLAND  
a.k.a. TERRI JO WALKER  
1465 E. Lexington Avenue, Suite 1A  
El Cajon, CA 92586

**FIRST AMENDED  
ACCUSATION**

Vocational Nurse License No. VN 157923

Respondent.

Complainant alleges:

**PARTIES**

1. Teresa Bello-Jones, J.D., M.S.N., R.N. ("Complainant") brings this First Amended Accusation solely in her official capacity as the Executive Officer of the Board of Vocational Nursing and Psychiatric Technicians, Department of Consumer Affairs.
2. On or about June 4, 1992, the Board of Vocational Nursing and Psychiatric Technicians ("Board") issued vocational nurse license number VN 157923 to Terri Jo LiDrazzah, a.k.a. Terri Jo Southland, a.k.a. Terri Jo Walker ("Respondent"). The license was in

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1 full force and effect at all times relevant to the charges brought herein and will expire on  
2 January 31, 2010, unless renewed.

### 3 STATUTORY PROVISIONS

4 3. Section 2875 of the Business and Professions Code ("Code") provides, in  
5 pertinent part, that the Board may discipline the holder of a vocational nurse license for any  
6 reason provided in Article 3 (commencing with section 2875) of the Vocational Nursing Practice  
7 Act.

8 4. Section 2878 of the Code states, in pertinent part:

9 The Board may suspend or revoke a license issued under this  
10 chapter [the Vocational Nursing Practice Act (Bus. & Prof. Code,  
§ 2840, et seq.)] for any of the following:

11 (a) Unprofessional conduct...

12 ....

13 (e) Making or giving any false statement or information in  
14 connection with the application for issuance of a license.

15 (f) Conviction of a crime substantially related to the qualifications,  
16 functions, and duties of a licensed vocational nurse, in which event the  
record of the conviction shall be conclusive evidence of the conviction.

17 (j) The commission of any act involving dishonesty.

18 5. Section 2878.5 of the Code states:

19 In addition to other acts constituting unprofessional conduct within  
20 the meaning of this chapter [the Vocational Nursing Practice Act] it is  
unprofessional conduct for a person licensed under this chapter to do any of the  
21 following:

22 (a) Obtain or possess in violation of law, or prescribe, or except as  
23 directed by a licensed physician and surgeon, dentist or podiatrist administer  
24 to himself or herself or furnish or administer to another, any controlled substance  
as defined in Division 10 of the Health and Safety Code, or any dangerous drug  
as defined in Article 8 (commencing with Section 4210) of Chapter 9 of Division 2  
of this code.

25 ....

26 (c) Falsify, or make grossly incorrect, grossly inconsistent, or unintelligible  
27 entries in any hospital, patient, or other record pertaining to narcotics or dangerous  
drugs as specified in subdivision (b).

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1           6.       Section 490 of the Code provides, in pertinent part, that the Board may  
2 suspend or revoke a license when it finds that the licensee has been convicted of a crime  
3 substantially related to the qualifications, functions or duties of a licensed vocational nurse.

4           7.       Section 492 of the Code provides, in pertinent part, that successful  
5 completion of any diversion program under the Penal Code, or successful completion of an  
6 alcohol related and drug problem assessment program, shall not prohibit any agency from taking  
7 disciplinary action against a licensee or from denying a license for professional misconduct,  
8 notwithstanding that evidence of that misconduct may be recorded in a record pertaining to an  
9 arrest.

10           8.       Section 125.3 of the Code provides, in pertinent part, that the Board may  
11 request the administrative law judge to direct a licensee found to have committed a violation or  
12 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation  
13 and enforcement of the case.

14           9.       California Code of Regulations, title 16, section 2521 provides, in  
15 pertinent part:

16               For the purposes of denial, suspension, or revocation of a license pursuant  
17 to Division 1.5 (commencing with section 475) of the Business and Professions  
18 Code, a crime or act shall be considered to be substantially related to the  
19 qualifications, functions or duties of a licensed vocational nurse if to a substantial  
20 degree it evidences present or potential unfitness of a licensed vocational nurse to  
perform the functions authorized by his license in a manner consistent with the  
public health, safety, or welfare. Such crimes shall include but not be limited to  
those involving the following:

21               (e) Violating or attempting to violate, directly or indirectly, or assisting  
22 in or abetting the violation of, or conspiring to violate any provision or term of  
Chapter 6.5, Division 2 of the Business and Professions Code.

23               (e) Conviction of any crime involving fiscal dishonesty.

24               (f) Any crime or act involving the sale, gift, administration, or furnishing  
25 of "narcotics or dangerous drugs or dangerous devices" as defined in Section 4022  
26 of the Business and Professions Code.

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10. Section 118(b) of the Code states:

The suspension, expiration, or forfeiture by operation of law of a license issued by a board in the department, or its suspension, forfeiture, or cancellation by order of the board or by order of a court of law, or its surrender without the written consent of the board, shall not, during any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its authority to institute or continue a disciplinary proceeding against the licensee upon any ground provided by law or to enter an order suspending or revoking the license or otherwise taking disciplinary action against the licensee on any such ground.

11. "DRUGS"

"Ativan" is a Schedule IV controlled substance as designated by Health and Safety Code section 11057(d)(16), and is a dangerous drug pursuant to Business and Professions Code section 4022.

"Demerol" is a Schedule II controlled substance as designated by Health and Safety Code section 11055(c)(17), and is a dangerous drug pursuant to Business and Professions Code section 4022.

"Dilaudid" is a Schedule II controlled substance as designated by Health and Safety Code section 11055(b)(1)(k), and is a dangerous drug pursuant to Business and Professions Code section 4022.

"Fentanyl" is a Schedule II controlled substance as designated by Health and Safety Code Section 11055(c)(8), and is a dangerous drug pursuant to Business and Professions Code section 4022.

"Morphine/Morphine Sulfate" is a Schedule II controlled substance as designated by Health and Safety Code section 11055(b)(1)(M), and is a dangerous drug pursuant to Business and Professions Code section 4022.

"Tylenol with Codeine," a brand name for "Acetaminophen with Codeine," is a Schedule III controlled substance as designated by Health and Safety Code Section 11056, and is a dangerous drug pursuant to Business and Professions Code section 4022.

"Vicodin" is a Schedule III controlled substance as designated by Health and Safety Code section 11056(e)(4), and is a dangerous drug pursuant to Business and Professions Code section 4022.

1 FIRST CAUSE FOR DISCIPLINE

2 (Unprofessional Conduct - Illegal Possession of a Controlled Substance -  
3 Demerol - September 2000)

4 12. Respondent is subject to disciplinary action under Code sections 2878(a)  
5 and 2878.5(a) in that on September 27, 2000, Respondent possessed Demerol, in violation of  
6 Health and Safety Code section 11350(a), a felony. The circumstances are as follows:

7 a. On September 27, 2000, Respondent was arrested for possession of a  
8 controlled substances, to wit: Demerol, in violation of Health and Safety Code section 11350(a).

9 b. On or about December 15, 2000, Respondent plead guilty to violating  
10 Health and Safety Code section 11350(a). On the same date, the Court ordered that entry of  
11 judgment be deferred and Respondent was ordered to enroll in an 18-month drug rehabilitation  
12 program pursuant to Penal Code section 1000. Upon successful completion of the program, on  
13 June 13, 2002, the Court dismissed the Health and Safety Code section 11350(a) charge.

14 SECOND CAUSE FOR DISCIPLINE

15 (Falsifying Patient and/or Hospital Records)

16 13. Respondent is subject to disciplinary action under Code section 2878,  
17 subdivision (a), on the grounds of unprofessional conduct, under Code section 2878.5,  
18 subdivision (e), in that between June 5, 2005 and June 29, 2005, while on duty as a licensed  
19 vocational nurse at Riverside County Regional Medical Center in Moreno Valley, California,  
20 Respondent falsified or made grossly incorrect, inconsistent entries in the patient and/or hospital  
21 records in the following respects:

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**Patient #1 - Medical Record No. 4566**

a. On or about June 5, 2005, at 2206 hours, Respondent withdrew 2mg of Dilaudid from Pyxis<sup>1</sup>; however, Respondent charted that she administered 2mg of Dilaudid at 2030 hours, over 90 minutes before she withdrew the drug.

**Patient #2, Medical Record No. 1896**

b. On June 5, 2005, at 2336 hours, Respondent withdrew 4mg of Morphine from Pyxis. Respondent charted that she was unable to administer the drug because she could not wake the patient; however, the wastage report shows that 4mg of Morphine was administered and 0mg was wasted.

**Patient #3, Medical Record No. 6602**

c. On June 21, 2005, at approximately 0150 hours, 1mg of Dilaudid I.V. was ordered. This dose was withdrawn by Respondent and administered by a different nurse, L.A. At 0454 hours on the same date, Respondent withdrew another dose of 1mg of Dilaudid; however, there was no order for the second dose, and Respondent did not chart administering this second dose.

d. On June 21, 2005, at 0534 hours, Respondent withdrew four Vicodin tablets; however, there was no order for the medication although Respondent charted that she gave the four Vicodin to the patient (time not indicated).

**Patient #4 - Medical Record No. 8909**

e. On June 13, 2005, at 2100 hours, 1mg of Dilaudid I.V. was ordered. Respondent withdrew 1mg of Dilaudid from Pyxis at 2119 hours and it was administered by a

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1. "Pyxis" is a trade name for the automatic single-unit dose medication dispensing system that records information such as patient name, physician orders, date and time medication was withdrawn, and the name of the licensed individual who withdrew and administered the medication. Each user/operator is given a user identification code to operate the control panel. At Riverside County Regional Medical Center as an added measure of security, the user is required to scan their fingerprint into the machine to gain access to the medications. Sometimes only portions of the withdrawn narcotics are given to the patient. The portions not given to the patient are referred to as "wastage." This waste must be witnessed by another authorized user and is also recorded by the Pyxis machine.



1 different nurse, Nurse P., at 2145 hours. Respondent then withdrew a second, unordered dose of  
2 Dilaudid 1mg at 2133 hours. When questioned, Respondent claimed that this second dose was a  
3 replacement for the first dose, which vial allegedly broke; however, there is no record of  
4 wastage/breakage and Respondent had no explanation as to why she did not get Nurse P. to  
5 witness the waste from the broken Dilaudid vial with her.

6 **Patient #5**

7 e. On June 14, 2005, at 0343 hours, Respondent withdrew 5ml of oral  
8 Tylenol/Codeine solution; however, this patient had no orders for Tylenol with Codeine and this  
9 medication was not charted as administered to the patient.

10 **Patient #6**

11 f. On June 19, 2005, at 0214 hours, Respondent withdrew 2mg of Ativan;  
12 however, there is no record of wastage and the medication was not charted as administered to the  
13 patient.

14 **Patient #7**

15 g. On June 29, 2005, at 0504 hours, Respondent withdrew 10mcg of  
16 Fentanyl; however, there is no record of wastage and the medication is not charted as  
17 administered to the patient.

18 **THIRD CAUSE FOR DISCIPLINE**

19 (December 15, 2006 Conviction for Shoplifting on November 21, 2005)

20 14. Respondent is subject to disciplinary action under Code sections 490 and  
21 2878(f), in that she was convicted of a crime substantially related to the qualifications, functions  
22 and duties of a vocational nurse. The circumstances are as follows:

23 a. On December 15, 2006, in a criminal case entitled *People v. Terri Jo*  
24 *Lidrazzah*, in the Superior Court of California, County of Riverside, Case No. SWM044557,  
25 Respondent was convicted by the Court on her plea of guilty of violation of Penal Code section  
26 490.5 (Shoplifting), a misdemeanor.

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1           b.       The circumstances of the crime are that on November 21, 2005, Riverside  
2 County Sheriff's Officers responded to a call from Stater Bros. Market regarding a shoplifter in  
3 custody. Upon arriving, officers made contact with the Respondent and the store manager. The  
4 manager told police Respondent attempted to leave the store without paying for \$60 worth of  
5 items. Respondent admitted to officers that she took the items from the store without paying for  
6 them. Officers arrested Respondent for shoplifting.

7           c.       As a result of the above conviction, the Court sentenced Respondent to  
8 five days in the county jail with 2 days credit for time served, was ordered to complete a Sheriff's  
9 Labor Program, pay fines and fees of approximately \$566, and was placed on three years  
10 probation.

#### 11                               FOURTH CAUSE FOR DISCIPLINE

12                       (January 23, 2008 Conviction for Forgery on December 11, 2004)

13           15.       Respondent is subject to disciplinary action under Code sections 490 and  
14 2878(f), in that she was convicted of a crime substantially related to the qualifications, functions  
15 and duties of a vocational nurse. The circumstances are as follows:

16           a.       On January 23, 2008, in a criminal case entitled *People v. Terri Jo*  
17 *Lidrazzah*, in the Superior Court of Washington for Kitspa County, Case No. 05-1-00242-3,  
18 Respondent was convicted by the Court on her plea of guilty to violation of Revised Code of  
19 Washington section 9A.60.020(1) (Forgery).

20           b.       The circumstances are that on December 11, 2004, Respondent walked  
21 into a Money Tree check cashing establishment and attempted to cash a check that appeared to be  
22 fraudulent, as the check was blurry, like a photocopy. An employee of Money Tree, M.C., told  
23 Respondent the check would not scan and asked Respondent for supporting paperwork.  
24 Respondent told M.C. that she did not have any supporting paperwork. When M.C. told  
25 Respondent that M.C. was going to call the company to verify the check, Respondent yelled,  
26 "Wait! I have to go, I just got an important phone call!" took the check and left in a hurry out of  
27 the store.

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1 On December 14, 2004, M.C. reported the incident to the Kitspa County,  
2 Washington, Sheriff's Office. M.C. told officers that Respondent had come in several times. On  
3 one of the occasions, on August 17, 2004, Respondent cashed an annuity check from Variable  
4 Annuity Life Insurance Company. This check was confirmed as legitimate and was for the same  
5 amount as the fraudulent check (\$1,924.94). M.S. told officers that she called the company that  
6 issued the check and that an employee confirmed that they had only issued one check, in August  
7 2004, and that the recent check was fraudulent. M.C. further told officers that Respondent had  
8 come in and cashed seven checks from the State of California, all for the same amount of \$820.

9 After officers left the Money Tree store, they went directly to the address listed for  
10 Respondent and made contact with Respondent's father, who informed officers that Respondent  
11 had been staying with him since August 2004, but had left to go back to Shasta, California, just  
12 that day, and did not know if Respondent would be returning to Washington. Officers confirmed  
13 Respondent was not in the house. Officers then called Respondent on her cell phone and, when  
14 asked about the check she attempted to cash at the Money Tree store, Respondent told officers  
15 that she had found the check in her father's house and that she tried to cash it. Respondent  
16 further told officers that she had made a big mistake in trying to cash the check, and that it had  
17 been "stupid" of her. Respondent also told officers that since the check was not cashed, that she  
18 thought everything would be okay. Officers informed Respondent that even if she did not cash  
19 the check, that it was still a crime, and officers asked Respondent to return to talk to them.  
20 Respondent told officers that she was already on her way to California for a surgical procedure,  
21 that she did not have an address in California where she would be staying, and gave officers the  
22 name of the hospital, which officers were not able to hear due to the cell phone connection  
23 deteriorating.

24 c. As a result of the above conviction, the Court sentenced Respondent to 30  
25 days in the county jail, with 19 days credit for time served, and she was ordered to, among other  
26 things, pay a \$500 Victim Assessment, \$1,069 Court-appointed attorney fees, and \$410 in other  
27 fees.

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## FIFTH CAUSE FOR DISCIPLINE

(April 7, 2008 Conviction for Forgery on October 17, 2006)

16. Respondent is subject to disciplinary action under Code sections 490 and 2878(f), in that she was convicted of a crime substantially related to the qualifications, functions and duties of a vocational nurse. The circumstances are as follows:

a. On April 7, 2008, in a criminal case entitled *People v. Terri Jo Lidrazzah*, in the Superior Court of California, County of Riverside, Case No. SWF022065, Respondent was convicted by the Court on her plea of guilty to violation of Penal Code section 470(d) (Forgery), a felony.

b. The circumstances are that on October 10, 2006, San Diego Sheriff's Officers responded to a call regarding of a residential burglary in Alpine (San Diego County), California. The victim of the burglary informed officers that someone broke into his garage between October 1-10, 2006. The last time the victim had been in his garage was on October 1, 2006, and on October 10, 2006, the victim discovered the garage lock had been cut off. The victim estimated the loss at about \$4,000. The victim did not realize at the time of the report, October 10, 2006, that his personal checks were taken in the burglary.

On October 19, 2006, the victim of the burglary reported to the San Diego Sheriff's Office that the victim had just learned that two of his personal checks had been forged and cashed in Riverside County. The checks were identified as check #20597 forged and made payable to Terry Lazano in the amount of \$652 and cashed at M&M Liquor, and check #20598 forged and made payable to Terri-Jo Lidrazzah in the amount of \$686 and cashed through a Washington Mutual bank account in Sun City, California, by Respondent on October 17, 2006. This was verified by video footage of Respondent cashing the check at Washington Mutual.

On May 16, 2007, Riverside Sheriff's Detective L. R. Nering received a call from Respondent, who admitted to forging and passing the above two checks.

c. As a result of the conviction, Respondent was sentenced to 365 days in the county jail and placed on three years formal probation. Respondent was also ordered, among other things, to pay \$400 in restitution fines, not possess firearms, was ordered to participate in

1 counseling/rehabilitation program at her own expense, provide DNA sample, and not associate  
2 with unrelated persons on probation or parole. The deputy district attorney agreed that after 18  
3 months successful completion of probation, that the PC 470(d) charge would be reduced to a  
4 misdemeanor.

#### 5 SIXTH CAUSE FOR DISCIPLINE

6 (Unprofessional Conduct - Lying Under Penalty of Perjury on Renewal Application)

7 17. Respondent is subject to disciplinary action under Code section 2878(a) on  
8 the grounds of unprofessional conduct under section 2878(e) for making a false statement on a  
9 renewal application. The circumstances are that on that on or about December 9, 2008, while  
10 licensed as a vocational nurse, Respondent responded to a question on her 2008 renewal  
11 application to the Board regarding having had any convictions since the last renewal period.  
12 Respondent responded, "Yes," but only disclosed an April 7, 2008 conviction for forgery and  
13 failed to disclose a December 15, 2006 conviction for shoplifting. Respondent signed the  
14 renewal application under penalty of perjury.

#### 15 SEVENTH CAUSE FOR DISCIPLINE

16 (Unprofessional Conduct - Dishonesty)

17 18. Respondent is subject to disciplinary action under Code section 2878(a) on  
18 the grounds of unprofessional conduct for dishonesty under section 2878(j), as follows:

19 a. On or about November 21, 2000, Respondent shoplifted from Stater Bros.  
20 Market, as is more particularly described in paragraph  
21 14, above.

22 b. On or about October 17, 2006, Respondent forged and cashed two checks  
23 stolen in a San Diego County Burglary, as is more particularly described in paragraph 15, above.

24 c. In or about 2008, Respondent lied under penalty of perjury on her renewal  
25 application, as is more particularly described in paragraph 16, above.

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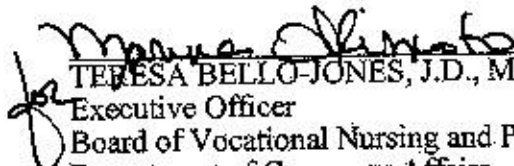
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1 PRAYER

2 WHEREFORE, Complainant requests that a hearing be held on the matters herein  
3 alleged, and that following the hearing, the Board of Vocational Nursing and Psychiatric  
4 Technicians issue a decision:

- 5 1. Revoking or suspending vocational nurse license number VN 157923  
6 issued to Terri Jo LiDrazzah, a.k.a. Terri Jo Southland.  
7 2. Ordering Terri Jo LiDrazzah, a.k.a. Terri Jo Southland, a.k.a. Terri Jo  
8 Walker, to pay the Board of Vocational Nursing and Psychiatric Technicians the reasonable costs  
9 of the investigation and enforcement of this case, pursuant to Business and Professions Code  
10 section 125.3;  
11 3. Taking such other and further action as deemed necessary and proper.

12 DATED: January 23, 2009

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15 TERESA BELLO-JONES, J.D., M.S.N., R.N.  
16 Executive Officer  
17 Board of Vocational Nursing and Psychiatric Technicians  
18 Department of Consumer Affairs  
19 State of California  
20 Complainant  
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